

1 Repeal 2 Cal. Code Regs. Section 18704.2:

2 **~~§ 18704.2. Determining When a Public Official is Participating in Making a Governmental~~**
3 **~~Decision.~~**

4 ~~A public official "participates in making a governmental decision," except as provided in~~
5 ~~Regulation 18702.4, when, acting within the authority of his or her position, the official:~~

6 ~~(a) Negotiates, without significant substantive review, with a governmental entity or~~
7 ~~private person regarding a governmental decision referenced in Regulation 18704.6; or~~

8 ~~(b) Advises or makes recommendations to the decisionmaker either directly or without~~
9 ~~significant intervening substantive review, by:~~

10 ~~(1) Conducting research or making any investigation which requires the exercise of~~
11 ~~judgment on the part of the official and the purpose of which is to influence a governmental~~
12 ~~decision referenced in Regulation 18704.6; or~~

13 ~~(2) Preparing or presenting any report, analysis, or opinion, orally, or in writing, which~~
14 ~~requires the exercise of judgment on the part of the official and the purpose of which is to~~
15 ~~influence a governmental decision referenced in Regulation 18704.6.~~

16 ~~Note: Authority cited: Section 83112, Government Code. Reference: Section 87100,~~
17 ~~Government Code.~~